

UNITED STATES DISTRICT COURT
For the District of Delaware

United States Surety Company

v.

SUMMONS IN A CIVIL CASE

M. Miller Trucking et al.

CASE NUMBER : 05-675 GMS

TO: WALTER UMSTEAD d/b/a
UMSTEAD BROTHERS TRUCKING, INC.
Walter Umstead
UMSTEAD BROTHERS TRUCKING, INC.
805 Newcombe Road
Raleigh, North Carolina 27610-4724

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY:

Donald R. Kinsley, Esq.
Marks, O'Neill, O'Brien & Courtney, P.C.
913 N. Market Street, Suite 800
Wilmington, DE 19801

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

DEC 16 2005

DATE

Eustice Umstead

(By) DEPUTY CLERK

RETURN OF SERVICE

Service of the Summons and complaint was made by me(1)	DATE
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NAME OF SERVER (PRINT)	TITLE
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Donald R Kinsley

Check one box below to indicate appropriate method of service

Served personally upon the defendant. Place where served:

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify): *Certified mail, return receipt requested*

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct..

Executed on

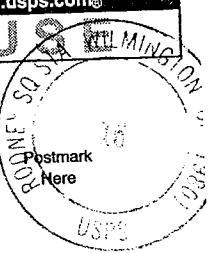
1/3/06

Date

Donald R Kinsley
 Signature of Server
Marks O'Neil, O'Brien & Anthony
913 W. Mackatof St Suite 800
Wilmington DE 19801
 Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature, <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
1. Article Addressed to:			
Walter Umstead UMSTEAD BROTHERS TRUCKING, INC. 805 Newcombe Road Raleigh, North Carolina 27610-4724		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
2. Article Number (Transfer from service label)		7002 2410 0004 2240 1090	
PS Form 3811, August 2001		Domestic Return Receipt 102595-02-M-1540	

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)																					
For delivery information visit our website at www.usps.com																					
OFFICIAL USE																					
2240 1090	<table border="1" style="width: 100px;"> <tr><td>Postage</td><td>\$</td></tr> <tr><td colspan="2"> </td></tr> <tr><td colspan="2">Certified Fee</td></tr> <tr><td colspan="2"> </td></tr> <tr><td colspan="2">Return Receipt Fee (Endorsement Required)</td></tr> <tr><td colspan="2"> </td></tr> <tr><td colspan="2">Restricted Delivery Fee (Endorsement Required)</td></tr> <tr><td colspan="2"> </td></tr> <tr><td colspan="2">Total Postage & Fees</td></tr> <tr><td colspan="2">\$</td></tr> </table>	Postage	\$			Certified Fee				Return Receipt Fee (Endorsement Required)				Restricted Delivery Fee (Endorsement Required)				Total Postage & Fees		\$	
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Sent To Walter Umstead UMSTEAD BROTHERS TRUCKING, INC. 805 Newcombe Road Raleigh, North Carolina 27610-4724																					
Street, Apt. No.; or PO Box No. City, State, ZIP+4																					

PS Form 3800, June 2002 See Reverse for Instructions